

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division

DOUGLAS I. HORNSBY,
ADMINISTRATOR OF THE ESTATE OF
CYNTHIA GARY,

Plaintiff,

v.

Case No. 2:22-cv-00427-RBS-LRL

UNITED STATES OF AMERICA, *et al.*,

Defendants.

**CONSENT ORDER GRANTING DEFENDANT CECO ENVIRONMENTAL CORP.'S
MOTION FOR JUDGMENT ON THE PLEADINGS WITHOUT PREJUDICE**

This matter came before the Court on a Motion for Judgment on the Pleadings under Rule 12(c) of the Federal Rules of Civil Procedure by Defendant CECO Environmental Corporation ("CECO"). ECF No. 103.

As indicated by counsels' endorsement below, CECO and the Plaintiff agree and consent that CECO's Motion should be granted, but that CECO should be dismissed without prejudice.

WHEREFORE, on request by the parties and it appearing to the Court appropriate to do so, the Court GRANTS CECO's Motion for Judgment on the Pleadings, and Defendant CECO is hereby dismissed from this case WITHOUT PREJUDICE, with the Plaintiff and CECO each bearing their own fees and costs incurred in connection with this action to date.

IT IS SO ORDERED.

Entered this 13th day of November, 2023.

BY: Rebecca Beach Smith /s/ RBS
Senior United States District Judge
Hon. Rebecca Beach Smith
United States District Judge

We ask for this:

/s/W. Benjamin Woody

Stanley P. Wellman (VSB No. 27618)

Dannel C. Duddy (VSB No. 72906)

W. Benjamin Woody (VSB No. 91306)

Harman, Claytor, Corrigan & Wellman

1900 Duke Street, Suite 210

Alexandria, Virginia 22314

804-747-5200 - Phone

804-747-6085 - Fax

swellman@hccw.com

dduddy@hccw.com

bwoody@hccw.com

Counsel for CECO Environmental Corp.

We ask for this:

/s/Andrew M. Hendrick

Robert J. Haddad (VSB No. 22298)

Andrew M. Hendrick (VSB No. 42852)

Ruloff, Swain, Haddad, Morecock, Talbert & Woodward, P.C.

317 30th Street

Virginia Beach, VA 23451

757-671-6000 - Phone

757-671-6004 - Fax

rhaddad@srgslaw.com

ahendrick@srgslaw.com

Counsel for Plaintiff